

Notice of Violation Pursuant to Requirements
of the Resource Conservation and Recovery Act (RCRA)

TO: Facility Name: GBW Railcar Services
Address: 12016 North Florio Road
Overland Park, KS 66111
EPA ID Number: KSL D10643 b66 Date: 07-130-31/2016

This notice is provided to call your attention to the following areas of noncompliance with state and federal regulations. This notice does not constitute a compliance order (Administrative Civil Complaint) pursuant to Section 3008 of RCRA and may not be a complete listing of all violations resulting from the the inspection.

Citation

Description of Violation

1) 40 CFR 262.11

Hazardous Waste determination not conducted:

(A) Paint Boxcar #2

1. 2 pallets of waste paint (5 gallons + 1 gallon pails)
2. 1 pallet of waste paint (three 55-gallon drums of Prime Guard 7220 A component, Prime Guard 7220 B component, and Cargill Robert Tan.)

(B) Used Oil Storage Area

1. One 26 full 55-gallon pail of Hempstead Plastic 45853
2. One 55-gallon drum of waste oil (one 11 gallon full)

(C) Maintenance Shop

1. 24 pint 660T lamp.

You are requested to submit a written response within 14 calendar days of receipt of this notice. Your response should include a description of all corrective actions taken and/or a schedule for completing the necessary corrective actions. The response should be submitted to:

U. S. Environmental Protection Agency, Region VII
Environmental Sciences & Technology Division
30 Minnesota Avenue
Kansas City, KS 64101
ATTN: Michael S. Martin

If you have any questions about this Notice or wish to discuss your response, you may call me at
(913) 551-7149, or Ed Buckner (Compliance Officer) at
(913) 551-7621.

This Notice prepared by Michael S. Martin Date: 08/31/16

The undersigned person acknowledges that he/she has received a copy of this Notice and has read same.

Printed Name: Michael S. Martin Date: 8-31-16
Signature: [Signature]
Title: Assistant Manager

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Description of Violation

_____	(C) Outside Waste Paint Area (Middle Area)
_____	1. 16 pallets of waste paint (at least 100 five gallon
_____	pails and one 55 gallon drum)
_____	(E) Wash Rack
_____	1. One tank car (CAGX 950166) of unknown material
_____	2. One full 55-gallon drum of waste paint scraps
_____	(F) Paint Boxcar #4
_____	1. Four 5-gallon pails and one 1-gallon pail of waste
_____	paint (one pallet)

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U. S. Environmental Protection Agency, Region VII

ATTN. _____

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This Notice prepared by Michael S. N. Leduc Date: 08/21/2016

The undersigned person acknowledges that he/she has received a copy of this Notice and has read same.

Printed Name: William L. Foster Date: 8-21-16
Signature: William L. Foster
Title: EHS Manager

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Description of Violation

<u>Citation</u>	<u>Description of Violation</u>
(G) Print Boxes #5	1. Fourteen 5-gallon pails of waste print (two pallets)
(H) Print Shop	1. 100 NIK 1235 collected per month
	2. one 3 by 7 foot long area of Waste Part A print release + 10 to 20 cans on the floor
	3. Ten 60 lb cans stored near the 1-gallon discarded alcohol
	4. Thirteen 5-gallon pails of waste print/NIK
	5. One 1/2 gallon pail of waste print/NIK
	6. Three 5-gallon pails of waste print/NIK (solid) + one 5-gallon pail of thinner Cont 65% paint (Pallet #1 - 0.12 lbs)

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This Notice prepared by Michael S. Martin Date: 09/21/2016

The undersigned person acknowledges that he/she has received a copy of this Notice and has read same.

Printed Name: William J. [unclear] Date: 9-21-16
Signature: [Signature]
Title: EHS Manager

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Citation	Description of Violation
	2. Waste paint related material (masking paper, PPE, coats, yellow iodine paint scrapings, + white paint/PAEK-solid)
	5. Twenty-five 55-gallon drums of waste paint (HLE) with PAEK located outside on pallet #2
	(I) Wash Tank 1. One 55-gallon drum of white paint scrapings
	(J) Water tank generated from the cleaning of crude oil cars in 2015
	(K) Washcrack residue generated from the cleaning of crude oil cars in 2015

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(L) Filter cake generated from the cleaning of crude oil cars (water/water treatment) in 2015

U. S. Environmental Protection Agency, Region VII

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This Notice prepared by Michael J. Martin Date: 08/21/2016

The undersigned person acknowledges that he/she has received a copy of this Notice and has read same.

Printed Name: William J. Martin Date: 8-21-16
Signature: William J. Martin
Title: WHS Manager

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Citation	Description of Violation
2) KAR 28-31-4	Notification (Name of site contact) not up to date
* 3) 40CFR 262.34(a)(2)	Hazardous Waste Storage drums not marked with 1) 15 RA cumulative start date. (A) One full 55-gallon drum of white paint (Outside Work Paint Area) (B) One 34 Full 55-gallon drum of waste paint (Outside Work Paint Area)
* 4) 40CFR 262.34(a)(3)	Hazardous Waste Storage drums not labeled with the words "Hazardous Waste" - Some drums listed in citation #3
* Corrected at time of inspection	

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This Notice prepared by Michael J. Martin Date: 08/31/2016

The undersigned person acknowledges that he/she has received a copy of this Notice and has read same.

Printed Name: William L. B. Port Date: 8-31-16
Signature: [Signature]
Title: EH5

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Citation

Description of Violation

ok 5) 40 CFR 265.171

Hazardous waste storage drums not kept closed (viol. 265.171)
(A) One 55-gallon hazardous waste storage
drum of waste paint (labeled hazardous waste and 08/20/16)
(C) One 55-gallon hazardous waste storage
drum of waste paint (non-labeled + contaminated)

6) 40 CFR 265.174

Weekly hazardous waste inspections not conducted
- 2014 (weeks of 02/14/14, 11/24/14, + 12/01/14)
- 2015 (weeks of 04/06/15, 04/13/15, 04/20/15, + 04/27/15)
+ May 2015, 06/01/15, 06/15/15, 06/22/15, 06/29/15
July 2015, 08/10/15, 08/17/15, 08/24/15, 09/01/15
09/07/15, 09/21/15, 09/27/15, 10/03/15, 10/19/15

* Corrected at the time of inspection

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If you have any questions about this Notice or wish to discuss your response, you may call me at _____, or _____ (Compliance Officer) at _____.

This Notice prepared by Michael J. Martin Date: 03/21/2016

The undersigned person acknowledges that he/she has received a copy of this Notice and has read same.

Printed Name: William J. Martin Date: 8-31-16
Signature: [Signature]
Title: EHS

Notice of Violation Pursuant to Requirements
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TO: Facility Name: _____
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_____	11/09/15, 11/23/15, 12/07/15, 12/14/15, 12/21/15, 12/27/15.
_____	- 2016 (May, June, July, + August)
7) 40 CFR 262.34(d)(5)(i)	Emergency preparedness information not posted next to fire telephone.
8) 40 CFR 265.76(a)(2)	One-time LOR not on file for the 03/02/15 Crude oil manifest to EOR (Tulsa, OK)
9) 40 CFR 279.22(b)(1)	Used oil storage drum not in good condition - One full 55-gallon drum of used oil (drip pan in the upper drum body). Used Oil Storage Area

* Corrected at the time of inspection

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U. S. Environmental Protection Agency, Region VII

ATTN. _____

If you have any questions about this Notice or wish to discuss your response, you may call me at _____, or _____ (Compliance Officer) at _____.

This Notice prepared by Michael S. Alarini Date: 08/31/2016

The undersigned person acknowledges that he/she has received a copy of this Notice and has read same.

Printed Name: William Newport Date: 8-31-16
Signature: William Newport
Title: EHS

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Citation	Description of Violation
dc 10) 40 CFR 279.22(c)	Used oil storage drum not labeled "Used Oil" - One 30 gallon, 5-gallon pail of used oil/pig bucket (Additional action)

* Corrected at the time of inspection

You are requested to submit a written response within **14 calendar days** of receipt of this notice. Your response should include a description of all corrective actions taken and/or a schedule for completing the necessary corrective actions. The response should be submitted to:

U. S. Environmental Protection Agency, Region VII

ATTN. _____

If you have any questions about this Notice or wish to discuss your response, you may call me at _____, or _____ (Compliance Officer) at _____.

This Notice prepared by Michael S. M. [Signature] Date: 02/31/2016

The undersigned person acknowledges that he/she has received a copy of this Notice and has read same.

Printed Name: William D. [Signature] Date: 2-21-16
Signature: [Signature]
Title: EHS